

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT  
(Shasta)

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In re TIMOTHY ELLIS ROSS on Habeas  
Corpus.

C057249

(Super. Ct. No.  
06HB1582)

ORDER MODIFYING  
OPINION AND DENYING  
REHEARING; NO CHANGE  
IN JUDGMENT

THE COURT:

It is ordered that the opinion filed in this case on  
February 10, 2009, be modified as follows:

On page 2, lines 22-23, delete "this rule, renumbered rule  
8.380(d)(2), was later repealed on January 1, 2009" and substitute  
"now rule 8.385(c)(2)" so the lines read:

that rendered the underlying judgment"], now rule 8.385(c)(2).)

This modification does not change the judgment.

The petitions for rehearing are denied.

FOR THE COURT:

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SCOTLAND, P. J.

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NICHOLSON, J.

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ROBIE, J.